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February 2, 2010

Marlene H. Dortch Secretary Federal Communications Commission 445 12th Street, S.W., Suite TW-A325 Washington, D.C. 20554

Re: **EB-06-36** 

Certification of CPNI Filing for Calendar Year 2009

Dear Ms. Dortch:

On behalf of Afton Communications Corporation, this certification and accompanying statement is sent pursuant to DA 10-91, released January 15, 2010 and Section 64.2009(e) of the Commission's rules in connection with the Customer Proprietary Network Information.

If there are any questions in connection with this filing, please contact this office.

Respectfully submitted.

APR:gln

Enclosures

cc:

Best Copy and Printing, Inc., fcc@bcpiweb.com

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#### **COMMUNICATIONS CORPORATION**

### Annual 47 C.F.R. 64.2009 (e) CPNI Certification

#### EB Docket 06-36

Annual 64.2009 (e) CPNO Certification for Afton Communications Corporation

Date filed January 27, 2010

Name of company covered by this certification: Afton Communications Corporation

Form 499 Filer ID: 819124

Name of signatory: Edward W. Clark, Jr.

Title of signatory: President

I, Edward W. Clark, Jr., certify that I am an officer of the company named above, and acting as an agent of the company, that I have personal knowledge that the company has established operating procedures that are adequate to compliance with the Commission's CPNI rules. See 47 C.F.R. 64.2001 et seq.

Attached to this certification is an accompanying statement explaining how the company's procedures ensure that the company is in compliance with the requirements set forth in section 64.2001 *et seq* of the Commission's rules.

The company had not taken any actions (proceedings instituted or petitions filed by a company either at state commissions, the court system, or at the Commission against data brokers) against data brokers in the past year. Companies must report on any information that they have with respect to the processes pretexters are using to attempt to access CPNI, and what steps companies are taking to protect CPNI.

The company had not received any customer complaints in the past year concerning the unauthorized release of CPNI (number of customer complaints a company has received related to unauthorized access to CPNI, or unauthorized disclosure of CPNI, broken down by category or complaint. *e.g.* instances of improper access by employees, instances or improper disclosure to individuals not authorized to receive the information,

or instances of improper access to online information by individuals not authorized to view the information).

Signed

## STATEMENT REGARDING OPERATING PROCEDURES

Afton Communications Corporation ("Carrier") has established operating procedures that ensure compliance with the rules and regulations of the Federal Communications Commission which govern the protection of customer proprietary network information (CPNI), 47 C.F.R. Sections 64.2001-2009.

Carrier has a system in place in which the status of each customer's CPNI approval can be established prior to any use, disclosure or access.

Carrier trains its employees in the authorized use of CPNI. Carrier has established disciplinary procedures for any employee which does not adhere to Carrier's CPNI procedures.

Carrier retains a record of the sales and marketing campaigns of it and its affiliates which use the CPNI of customers and Carrier maintains a record of Carrier's compliance for a least the minimum of one year. Carrier's records include a description of each sales or marketing campaign, the specific CPNI which was used in the campaign, the date and purpose of the campaign, and the products or services that were offered as part of the campaign. Carrier also maintains record of any and all instances were CPNI was disclosed or provided to third parties, or where third parties were allowed access to CPNI. CPNI notifications are provided to customers as required by the Commission's rules. Carrier maintains records of customer approval and notifications for the minimum period of one year.

Carrier has established a supervisory review process regarding compliance with the Commission's CPNI rules for marketing situations. Sales personnel are required to obtain supervisory approval for any proposed marketing request.

Carrier maintains confidentiality agreements pursuant to the Commission's CPNI rules with any joint venture partner and independent contractor.

# **CERTIFICATION**

I, Edward W. Clark, Jr. hereby certify this 27th day of January, 2010, that I am President of Afton Communications Corporation and that I have personal knowledge that Afton Communications Corporation has established operating procedures that are adequate to assure compliance with the rules codified at 47 C.F.R. Sections 64.2001-2009 which regulate Customer Proprietary Network Information ("CPNI").

There have been no instances in the previous year of actions with data brokers and there have been no customer complaints regarding the unauthorized released of CPNI.

Edward W. Clark, JR.

President